

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)"b."

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code sections 97B.4 and 97B.15, the Iowa Public Employees' Retirement System (IPERS) hereby gives Notice of Intended Action to amend Chapter 4, "Employers," Chapter 6, "Covered Wages," and Chapter 15, "Dividends," Iowa Administrative Code.

IPERS proposes the following amendments as a result of 2009 Iowa Acts, House File 414, section 51, which authorizes an IPERS program for restoring a member's three-year average covered wages when that amount has been decreased by an employer-mandated reduction in hours. The amendments also remove citations to 2008 Iowa Acts now codified in the 2009 Code of Iowa.

None of these amendments are subject to requests for waivers; however, the amendments are subject to IPERS' normal appeal process.

Any person may make written suggestions or comments on the proposed amendments on or before May 26, 2009. Such written suggestions or comments should be directed to the IPERS Administrative Rules Coordinator, IPERS, P.O. Box 9117, Des Moines, Iowa 50306-9117. Persons who wish to present their comments orally may contact the IPERS Administrative Rules Coordinator at (515)281-3081. Comments may also be submitted by fax to (515)281-0045 or by E-mail to adminrule@ipers.org.

A public hearing will be held on May 26, 2009, at 9 a.m. at IPERS, 7401 Register Drive, Des Moines, Iowa, at which time persons may present their views either orally or in writing. Persons who attend the hearing will be asked to give their names and addresses for the record and to confine their remarks to the subject matter of the amendments.

These amendments were also Adopted and Filed Emergency and are published herein as **ARC 7759B**. The content of that submission is incorporated by reference.

These amendments were prepared after consultation with IPERS administration, legal, and benefits staff.

These amendments are intended to implement 2009 Iowa Acts, House File 414, section 51, and Iowa Code sections 97B.4 and 97B.15.